

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
COLUMBIA DIVISION**

DAMIEAN DEVON TOLSON,

Petitioner,

v.

TONY HOWERTON, Warden,

Respondent.

)  
)  
)  
)  
)  
)  
)  
)  
)  
)  
)

No. 1:12-cv-00094  
Senior Judge Haynes


**O R D E R**

In accordance with the Memorandum filed herewith, Petitioner's petition for the writ of habeas corpus (Docket Entry No. 40) is **DENIED**. This action is **DISMISSED** with prejudice. The Court **DECLINES** to grant a Certificate of Appealability under 28 U.S.C. § 2253(c).

This is the Final Order in this action.

It is so **ORDERED**.

**ENTERED** this the 8<sup>th</sup> day of September, 2016.

  
\_\_\_\_\_  
WILLIAM J. HAYNES, JR.  
Senior United States District Judge